

IFW



**UNITED STATES DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE
PATENT EXAMINATION BRANCH**

| | | |
|-----------------------------|---|---------------------|
| In re application of: |) | Examiner: N/A |
| Popovsky, et al. |) | |
| |) | Group Art Unit: N/A |
| For: Cleansing Pad |) | |
| |) | |
| Application No.: 10/696,069 |) | |
| |) | |
| Filed: October 28, 2003 |) | |
| _____ |) | |

Reply To Notice of Incomplete Reply

Mail Stop Missing Parts
Commissioner of Patents
PO BOX 1450
Alexandria, VA 22313

Dear Sir/Madam:

Applicant received a Notice from the USPTO in March 2004 that in the original application papers, page 25 of the specification is blank, and stated that if the Applicant does not respond, the USPTO will treat the application as is.

Applicant elected not to respond to that Notice because it was determined that when printing the specification of the above-referenced patent application, our word processor accidentally included a blank page 25 without any text on it. This blank page 25 was not intended to include anything on it anyway, and was inserted by the word processor accidentally.

Thereafter, unrelated to the above-mentioned Notice, on June 28, 2004, Applicant filed a Preliminary Amendment and Substitute Specification under 37 CFR 1.121(b)(3). This was NOT intended as a response to above-mentioned Notice, nor did it state that it was. However, in August 2004, Applicant received an undated notice from the USPTO stating that Applicant has filed a late reply to the Notice of March 2004, without payment of extension fees.

It appears that the USPTO has mistakenly treated applicant's voluntary filing of the above-mentioned Preliminary Amendment and Substitute Specification on June 28, 2004, as a reply to the Notice of March 2004. This is an error. Accordingly, in August 2004, the undersigned telephoned the Office of Initial Patent Examination and explained the situation, and was assured

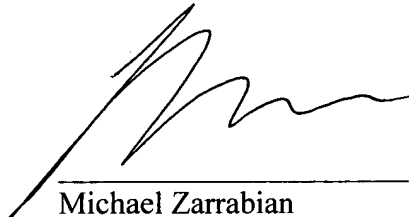
by the PTO personnel on the phone that the matter will be taken care of, and no further action on part of Applicant is required. However, in early September 2004, Applicant received another Notice of Incomplete Reply (enclosed) which indicates the USPTO has not corrected the error.

Applicant hereby states again that, it has determined that when printing the original specification of the above-referenced patent application, our word processor accidentally included a blank page 25 without any text on it. This blank page 25 was not intended to include anything on it and was inserted by the word processor accidentally. That the originally filed specification included all the disclosure that the Applicant intended to include in the patent application. That the above-mentioned filing of Preliminary Amendment and Substitute Specification on June 28, 2004, was not in response to any notice from the USPTO and did not state so.

Applicant hereby requests that the USPTO address this issue in its record and inform the Applicant as such. Thank you.

Michael Zarrabian, Esq.
1925 Century Park East, Suite 500
Los Angeles, CA 90067
Telephone: 201-0640

Respectfully submitted,

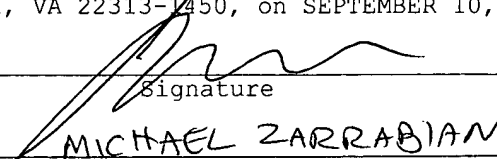


Michael Zarrabian
Registration No. 39,886

CERTIFICATE OF MAILING

I hereby certify that this correspondence or paper is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on SEPTEMBER 10, 2004.

By _____
Signature


MICHAEL ZARRABIAN

Typed Name of Person Mailing Paper or Fee



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

35505
MICHAEL ZARRABIAN
1925 CENTURY PARK EAST
SUITE 500
LOS ANGELES, CA 90067

10/696,069

09/01/04

NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

Filing Date Granted

Applicant's reply to the Notice to File Missing Parts (Notice) mailed on 03/30/04 was received in the U.S. Patent and Trademark Office on 06/30/04, which is after the expiration of the period for reply set forth in the Notice. The application will become **abandoned** unless applicant obtains an extension of the period for reply. An extension of the reply period may be obtained by filing a petition under 37 CFR 1.136(a). The petition must be accompanied by the appropriate fee as set forth in 37 CFR 1.17 (see the current fees below). The date on which the reply, the petition, and the fee have been filed is the date of the reply and also the date for purposes of determining the period of extension and the corresponding amount of the fee due. The expiration of the time period is determined by the amount of the fee paid. Applicant is advised that extensions may not be granted under 37 CFR 1.136(a) for more than FIVE MONTHS beyond the time period set in the Notice.

| Length of Extension of Time | Fee under 37 CFR 1.17(a) effective Oct. 1, 2003 | |
|-----------------------------|-------------------------------------------------|--------------|
| | Other than Small Entity | Small Entity |
| One Month | \$110 | \$55 |
| Two Months | \$420 | \$210 |
| Three Months | \$950 | \$475 |
| Four Months | \$1480 | \$740 |
| Five Months | \$2010 | \$1005 |

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY